

BUSINESS LICENSES ORDINANCE NO. 396

(as adopted November 28, 2006)

The City Council of the City of Blue Lake does ordain as follows:

Section 1. RATES DECLARED ESTABLISHED. The City Council of the City of Blue Lake hereby determines and proposes that the rates of license for the businesses, trades, professions, exhibitions, and occupations hereinafter set forth may be, and the same are, hereby declared established for and within the City of Blue Lake and shall be collected pursuant to the provisions of Ordinance 471.

Section 2. GENERALLY. (a) Every person conducting or carrying on a business consisting of selling any goods, wares and merchandise or commodities, services, or conducting or carrying on any profession, trade, occupation, calling or business not otherwise specifically licensed by other sections of this ordinance, shall pay an annual or semi-annual license tax of \$50.00 per year plus \$15.00 per year for each employee for the first fourteen (14) employees in excess of one (1) plus \$7.50 per year for each employee in excess of fifteen (15), or a single-day fee of \$10.00.

(b) Every person not having a fixed place of business within the City of Blue Lake, who delivers goods, wares, or merchandise of any kind or performs services within the City (other than those services specifically exempted by City ordinance or State Law), by the use of a vehicle, shall pay a license tax of \$50.00 per year. Every person who is a licensed contractor and who performs business within the City, shall pay a license tax of \$15.00 per quarter, if paid quarterly, or \$50.00 per year, if paid annually.

(c) Every person conducting or carrying on a business consisting of door-to-door salesman or traveling salesman shall pay an annual license tax of \$100.00 per year or pay a daily fee of \$30.00 plus \$5.00 for each salesperson in excess of one (1).

Section 3. GAMES. Every person operating or maintaining a coin operated electronic or arcade game, pool table, pinball machine or similar device shall pay a license tax of \$40.00 per machine per year.

Section 4. VENDING MACHINES. Every person operating or maintaining a coin operated juke box, vending machine, cigarette machine or similar device shall pay a license tax of \$20.00 per machine per year.

Section 5. CARNIVALS AND CIRCUSES. For every person owning, maintaining, conducting, or presenting a Carnival, Circus, menagerie, acrobatic performance, or exhibition of trained animals, after first having obtained a permit so to do, from the City of Blue Lake, the following license fee shall be charged and collected in advance: \$50.00 per day plus \$10.00 per day for each and every additional show, attraction, or exhibition for which a separate admission charge is made. For the purpose of this ordinance the word "carnival" shall mean and include any group of attractions such as ball games of chance, Ferris Wheels, and similar forms of entertainment.

Section 6. MOVING PICTURES. For every person conducting or showing moving pictures in the City of Blue Lake a fee of \$50.00 per year or \$10.00 per day.

Section 7. MOTHER-IN-LAW AND SELF-CONTAINED UNITS. Any person carrying on the business of renting at their personal residence a self-contained unit with private access or a mother-in-law unit shall pay an annual license fee of \$40.00 for the first unit plus \$10.00 per unit for each additional unit .

Section 8. ROOMING HOUSES, HOTELS, MOTELS, BED AND BREAKFAST INNS, MOBILEHOME PARKS, DUPLEXES AND APARTMENTS, AND COMMERCIAL OR MIXED USE RENTALS. Any person carrying on the business of conducting or operating a rooming house, hotel, motel, bed and breakfast inn, mobilehome park, duplex or apartment, or commercial or mixed use rentals shall pay an annual license fee of \$50.00 per year for each parcel and for each unit or rental space in excess of one on the parcel shall pay an additional \$10.00 per unit per year. For the purposes of this Section, a mobilehome park shall be considered a single parcel.

Section 9. RESIDENCES. Any person carrying on the business of renting one or more residences shall pay a license fee of \$50.00 per year for one such rental unit on a parcel, and if there is more than one such rental unit on a parcel, including attached or separate self-contained units such as mother-in-law units, an additional fee of \$25.00 per year for each such additional unit with a maximum of \$100.00 per year per parcel. A residence shall be construed to mean living quarters having facilities for cooking as well as sleeping.

Section 10. SELF-STORAGE. Every person conducting or carrying on the business of self-storage shall pay an annual license fee of \$50.00 for up to twenty units or spaces permitted, plus an annual fee of \$2.50 per unit or space permitted for each unit or space permitted over twenty.

Section 11. VOTER APPROVAL. This Ordinance must, by law, be submitted to the qualified voters of the City, whose approval by a majority vote of those casting ballots is required if the tax is to become effective. The City Council of the City of Blue Lake resolved to call for a special election to be held on November 7, 2006, for this purpose.

Section 12. AUTHORITY. The City Council of the City of Blue Lake enacts this Ordinance pursuant to Government Code Section 37101 and intends by this Ordinance to satisfy the requirements of Article XIII C of the Constitution of the State of California.

Section 13. SEVERABILITY. If any section, subsection, sentence, phrase, portion or part of this Ordinance is for any reason held to be invalid or unconstitutional by any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have adopted this Ordinance and each section, subsection, sentence, clause, phrase, part or portion thereof, irrespective of the fact that any one or more sections, subsections, clauses, phrases, parts or portions be declared invalid or unconstitutional.

Section 14. REPEAL. Ordinance No. 396 is hereby repealed.

Section 15. ADOPTION. The City Council of the City of Blue Lake is empowered and authorized to adopt this Ordinance 483 upon its confirmation by the voters of the City at the special election of November 7, 2006.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Blue Lake, County of Humboldt, State of California, on this 28th day of November, 2006, by the following vote:

AYES: SAMUELS, SMITH, JONES, SCHAPIRO

NAYS: NONE

ABSENT: BARNES

ATTEST:

Mayor, City of Blue Lake

City Clerk, City of Blue Lake

CLERK'S CERTIFICATE

THIS IS TO CERTIFY that Ordinance No. 483 of the City of Blue Lake was introduced and read at the regular meeting of the City Council of the City of Blue Lake, held May 31, 2006. This ordinance again read at the regular meeting of the Blue Lake City Council, held on the 28th day of November, 2006, and at the time passed by roll call vote, the vote on the adoption of the ordinance being as follows:

AYES: SAMUELS, SMITH, JONES, SCHAPIRO

NAYS: NONE

ABSENT: BARNES

City Clerk, City of Blue Lake